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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Pedlow, Jr. et al.  
Serial No.: 10/802,008  
Filed: 3/16/2004  
Title: Preparation of Content for Multiple Conditional Access Methods in Video on Demand  
Attorney Docket No.: SNY-T5717.02

Group Art Unit: 2131  
Examiner: Henning, Matthew T.

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

The undersigned submits herewith patents, publications or other information (enclosed herewith and/or listed on the enclosed list of references form) of which he is aware, which he believes is relevant and may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR §1.56. The order of listing of the references on the attached form and any appendix hereto is without regard for relative relevance to the present invention.

This Information Disclosure Statement is submitted:

- ☒ Under 37 CFR §1.97(b).  
(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- ☐ Under 37 CFR §1.97(c).
  - ☐ Below is a statement under 37 CFR §1.97(e), or
  - ☐ An IDS submission fee under 37 CFR §1.17(p).  
(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first. Either a statement under 37 CFR 1.97(e) or an IDS submission fee is required.)
- ☐ Under 37 CFR §1.97(d).
  - ☐ Below is a statement under 37 CFR §1.97(e), and
  - ☐ Applicant(s) hereby petitions under 37 CFR §1.97(d)(2) for consideration of this Information Disclosure Statement, and
  - ☐ A petition fee set forth in 37 CFR §1.17(i) is paid as indicated below.  
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

The undersigned hereby certifies under 37 CFR §1.97(e) that:

- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or
- ☐ No item of information contained in the Information Disclosure Statement:
  - were cited in a communication from a foreign patent office in a counterpart foreign application, and
  - to the knowledge of the undersigned, after making reasonable inquiry, were known to an individual designated in 37 CFR §1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

A concise explanation of relevance of the items listed on the attached form:

- ☒ Additional information is provided in an appendix to this communication.
- ☐ Appears in the body of the application.
- ☐ Is given for non-English language listed item(s) [Required] and appears in an appendix to this communication.
- ☐ Is in the form of an English language copy of a Search Report (copy attached) from a foreign patent office, issued in a counterpart application which refers to the relevant portions of the references.

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR §1.56, this statement does not constitute an admission that any patent, publication or other information referred to therein is "prior art" or "material" to this invention or any application for patent for this invention.

In accordance with 37 CFR §1.97, the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that other information that may be material as defined in 37 CFR §1.56 exists. It is submitted that the Information Disclosure Statement is in compliance with 37 CFR §1.97 and §1.98 and MPEP §609. The Examiner is requested to fully consider each of these references and acknowledge such consideration by appropriately initialing the attached form and returning a copy to the address below. In addition, the Examiner is requested to conduct a thorough independent search in order to bring the best references available forward in this application.

- [X] No fee is believed to be required for this IDS.
- [ ] A check for the above fees is enclosed.
- [ ] Please charge the IDS fee of \$ 180 under 37 CFR §1.17(p) to my credit card. See the enclosed credit card charge authorization form.
- [X] The commissioner is hereby authorized to charge any additional fees which may be required for this submission, or credit any overpayment to my Deposit Account No. 50-1267.

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is, on the date shown below, being deposited with the U.S. Postal Service as first class mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

JERRY A. MILLER Reg. No. 30,779

Respectfully submitted,

Jerry A. Miller

Registration No. 30,779

Dated: 4/21/06

Please Send Correspondence to:

**CUSTOMER NUMBER 24337**

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## APPENDIX

These references are cited in one or more applications related to this patent application in either US or Foreign Office Actions or Search Reports. In some instances, art cited in this and other IDS may not constitute prior art to the present application.



PTO/IS/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

## **Complete if Known**

Sheet	1	of	1	Application Number	10/802,008
				Filing Date	3/16/2004
				First Named Inventor	Padlow, Jr. et al.
				Art Unit	2131
				Examiner Name	Henning, Matthew
				Attorney Docket Number	SNY-T5717.02

## **U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-5,319,712	06/07/1994	Finkelstein et al.	
		US-5,754,658	05/19/1998	Aucsmith	
		US-6,070,245	05/30/2000	Murphy Jr. et al.	
		US-6,148,082	11/14/2000	Slattery et al.	
		US-2002/0083317	06/27/2002	Ohla et al.	
		US-2003/0002034	01/02/2003	Bellmop et al.	
		US-6,505,299	01/07/2003	Zeng et al.	
		US-2003/0002423	02/03/2003	Ginger et al.	
		US-2003/0007074	04/03/2003	Corral et al.	
		US-2003/0007970	04/03/2003	Camdenore	
		US-2003/0112333	06/19/2003	Chen et al.	
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		US-2003/0126084	07/03/2003	Padlow, Jr. et al.	
		US-2003/0140257	07/24/2003	Peterka et al.	
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		US-2003/0228018	12/11/2003	Vince, Lawrence	
		US-2004/0010717	01/15/2004	Simec et al.	
		US-8,884,250	01/27/2004	Anderson et al.	
		US-2004/0028227	02/12/2004	Yu, Hong Heather	
		US-2004/0081333	04/29/2004	Grab et al.	
		US-2004/0091109	05/13/2004	Son et al.	
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		US-2005/0071669	03/31/2005	Medvinsky et al.	
		US-8,891,565	05/10/2005	Dietrich, Charles Benjamin	
		US-2005/0169473	08/04/2005	Candelore	
		US-2005/0192904	09/01/2005	Candelore	

Lined through  
Were  
previously  
considered.

## **FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	*6
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## **NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	*2
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Examiner Signature	/Matthew Henning/	Date Considered	03/28/2008
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \* Applicant's unique citation designation number (optional). \* See Kinds Codes of US PTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

\* Error Office that issued the document, by the two-letter code (WPO Standard ST. 3). \* For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \* Kind of document by the appropriate symbols as indicated on the document under WPO Standard ST. 16 if possible. \* Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.H./